

IN THE CIRCUIT COURT FOR WASHINGTON COUNTY

CHRISTINA PATTERSON, \*  
*Petitioner*, \*

v. \* No. C-21-FM-23-810107

JOHN DISCAVAGE, \*  
*Respondent*. \*

\* \* \* \* \*

**MOTION TO APPEAR REMOTELY**

The Frederick County Sheriff's Office, a third party, submits this motion to appear remotely, and respectfully requests that this Honorable Court grant its counsel permission to appear remotely at the hearing on September 5, 2023, at 10:30 a.m.

1. A hearing on a final protective order is scheduled in this matter for September 5, 2023, at 10:30 a.m.
2. On August 31, the Frederick County Sheriff's Office was served with a subpoena to produce documents at the hearing.
3. The Frederick County Sheriff's Office is filing a motion to quash contemporaneously with this motion.
4. The Frederick County Sheriff's Office was served with the subpoena only two business days before the hearing. Undersigned counsel is unable to appear live on short notice to argue the motion to quash should this Honorable Court decide it wants to hear argument.

5. The Frederick County Sheriff's Office thus moves to appear remotely, via video conferencing.

6. It would serve the interests of justice and would not cause any prejudice to any party if undersigned counsel was permitted to appear remotely for the hearing.

7. The contact information for the Frederick County Sheriff's Office and its counsel is noted below:

Kirstin Lustila  
klustila@treasurer.state.md.us

Todd Wivell, FCSO Public Information Officer  
TWivell@FrederickCountyMD.gov

8. A spoken or sign language interpreter is not required.

9. The remote appearance will not interfere with making a verbatim record of the hearing.

WHEREFORE, the Frederick County Sheriff's Office respectfully requests that its counsel be permitted to appear remotely for the hearing on September 5, 2023, should this Honorable Court decide it wants to hear argument on the pending motion to quash.

Respectfully submitted,

ANTHONY G. BROWN  
Attorney General of Maryland

/s/ Kirstin Lustila  
Kirstin Lustila  
AIS No. 1212120196  
Assistant Attorney General  
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Annapolis, Maryland 21401  
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(410) 260-7412  
(410) 974-5926 (facsimile)

August 31, 2023

Attorneys for the Frederick County  
Sheriff's Office

#### **CERTIFICATE OF SERVICE**

I hereby certify on this 31st day of August, 2023, a copy of the foregoing motion to appear remotely and all attachments thereto were served electronically by the MDEC system on all persons entitled to service, and it was sent using the MDEC courtesy copy email feature to:

Christina Patterson  
[christina.patterson021@gmail.com](mailto:christina.patterson021@gmail.com)

and will be mailed by first-class mail tomorrow, September 1, to:

Christina Patterson  
20737 Emerald Drive  
Hagerstown, MD 21742

/s/ Kirstin Lustila  
Kirstin Lustila